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2001-07-27 13:47:25

Cook County Recorder 31.50

This instrument prepared by:

Kelley Drye & Warren LLP
101 Park Avenue
New York, New York 10178
By: Michelle M. Hyland



Record & Return to:

Kelley Drye & Warren LLP
101 Park Avenue
New York, New York 10178
ATTN: Michelle M. Hyland

COOK COUNTY
RECORDER
EUGENE "GENE" MOORE
MARKHAM OFFICE

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

ASSIGNMENT OF
ASSIGNMENT OF RENTS AND LESSOR'S INTEREST IN LEASES

KNOW THAT, Guardian Life Insurance Company of America (as successor by merger to Berkshire Life Insurance Company), a New York corporation having an address at 7 Hanover Square, New York, NY 10004-2616 ("Assignor"), in consideration of Ten Dollars and 00/100 (\$10.00) paid by Berkshire Life Insurance Company of America, a Massachusetts corporation having an address at 700 South Street, Pittsfield, MA 01201 ("Assignee") hereby assigns unto Assignee all of the right, title and interest of Assignor in and to the Assignment of Rents and Lessor's Interest in Leases described on Exhibit A annexed hereto and covering the property described in Schedule A annexed hereto;

TO HAVE AND TO HOLD the same unto the Assignee and to the successors, legal representatives and assigns of the Assignee forever.

This Assignment is made without representation, recourse or warranty by Assignor.

6/26/01
cc

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IN WITNESS WHEREOF, the Assignor by its duly elected officers and pursuant to proper authority of its board of directors has duly executed, sealed, acknowledged and delivered this Assignment.

Dated as of July 1, 2001

ASSIGNOR:

GUARDIAN LIFE INSURANCE COMPANY OF AMERICA (as successor by merger to Berkshire Life Insurance Company), a New York corporation

WITNESSETH:

Signature: [Handwritten Signature]
Name:
Signature: [Handwritten Signature]
Name:

By: [Handwritten Signature]
Name: Gary Gorecki
Title: Director, Real Estate

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STATE OF NEW YORK)
)
) SS.:
)
COUNTY OF NEW YORK)

On the 28th day of June, 2001, before me personally came Gary Gorecki, to me known, who, being by me duly sworn, did depose and say that he resides at 346 Richard Road, Yardley, PA 19607; that he is Director, Real Estate of Guardian Life Insurance Company of America, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

Linda W. Dubose

Notary Public

LINDA W. DUBOSE
Notary Public, State of New York
No. 01DU6012297
Qualified in Queens County
Commission Expires August 24, 2002



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EXHIBIT A

Description of Original Assignment

Assignment of Rents and Lessor's Interest in Leases by American National Bank and Trust Company of Chicago, as Trustee under Trust Agreement dated September 1, 1983 and known as Trust No. 59155 and Lake Southpoint Properties Partnership, Beneficiary to Berkshire Life Insurance Company, recorded in Recorder, Cook, IL on September 3, 1997, as File No. 97-646824.

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SCHEDULE A

Legal Description

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Legal Description of the Premises

Lot 1 of the Southpoint Consolidation of Lots 11 to 18, both inclusive, in Block 2 in Kedzie and Keeney's Addition to Evanston in the West 1/2 of the Southeast 1/4 of Section 19, Township 41 North, Range 14 East to the Third Principal Meridian, in Cook County, Illinois, per plat recorded March 7, 1984 as Document No. 26,996,718.

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